

1 RENE L. VALLADARES
Federal Public Defender
2 Nevada State Bar No. 11479
MONIQUE KIRTLEY
3 Assistant Federal Public Defender
411 E. Bonneville, Ste. 250
4 Las Vegas, Nevada 89101
(702) 388-6577/Phone
5 (702) 388-6261/Fax
Monique_Kirtley@fd.org
6

7 Attorney for Demetrick Lee Tellis, II

8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 DEMETRICK LEE TELLIS, II,
15 Defendant.
16

Case No. 2:19-cr-033-JCM-VCF

**STIPULATION TO CONTINUE
PRETRIAL MOTION DEADLINES**
(First Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.
18 Trutanich, United States Attorney, and Phillip N. Smith, Jr., Assistant United States Attorney,
19 counsel for the United States of America, and Rene L. Valladares, Federal Public Defender,
20 and Monique Kirtley, Assistant Federal Public Defender, counsel for Demetrick Lee Tellis, II,
21 that the previously ordered deadline for filing of pretrial motions be vacated and that the parties
22 herein shall have to and including March 29, 2019, within which to file the Defendant's pretrial
23 motions currently due March 15, 2019.

24 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they
25 shall have to and including April 12, 2019, to file any and all responsive pleadings, currently
26 due March 29, 2019.

1 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they
2 shall have to and including April 19, 2019, to file any and all replies to dispositive motions,
3 currently due April 5, 2019.

4 The Stipulation is entered into for the following reasons:

5 1. Counsel for the defendant needs additional time to complete necessary research
6 regarding a possible pretrial motion and time to discuss the results of the research with her
7 client.

8 2. The defendant is incarcerated and does not object to the continuance.

9 3. The parties agree to the continuance.

10 4. The additional time requested herein is not sought for purposes of delay, but
11 merely to allow counsel for defendant sufficient time within which to receive and review
12 additional discovery materials and to be able to effectively complete investigation of this case.

13 5. Additionally, denial of this request for continuance could result in a miscarriage
14 of justice.

15 This is the first stipulation to continue filed herein.

16 DATED this 5th day of March, 2019.

17 RENE L. VALLADARES
18 Federal Public Defender

NICHOLAS A. TRUTANICH
United States Attorney

19 */s/ Monique Kirtley*
20 By _____
21 MONIQUE KIRTLEY
Assistant Federal Public Defender

/s/ Phillip N. Smith, Jr.
By _____
PHILLIP N. SMITH, JR.
Assistant United States Attorney

1 **UNITED STATES DISTRICT COURT**

2 **DISTRICT OF NEVADA**

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 DEMETRICK LEE TELLIS, II,

7 Defendant.

Case No. 2:19-cr-033-JCM-VCF

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND ORDER

9
10 **FINDINGS OF FACT**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
12 Court finds that:

13 1. Counsel for the defendant needs additional time to complete necessary research
14 regarding a possible pretrial motion and time to discuss the results of the research with her
15 client.

16 2. The defendant is incarcerated and does not object to the continuance.

17 3. The parties agree to the continuance.

18 4. The additional time requested herein is not sought for purposes of delay, but
19 merely to allow counsel for defendant sufficient time within which to receive and review
20 additional discovery materials and to be able to effectively complete investigation of this case.

21 5. Additionally, denial of this request for continuance could result in a miscarriage
22 of justice.

23 ///

24 ///

25 ///

ORDER

IT IS THEREFORE ORDERED that the parties herein shall have to and including March 29, 2019, within which to file the Defendant's pretrial motions.

IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they shall have to and including April 12, 2019 to file any and all responsive pleadings.

IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they shall have to and including April 19, 2019 to file any and all replies to dispositive motions.

DATED this 5th day of March, 2019.



UNITED STATES MAGISTRATE JUDGE